



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No.03-086-A)

LFW

Application of:

Groneberg et al

Serial No. 10/823,377

Filed: April 12, 2004

For: Compounds and Methods of Use

Examiner: Seaman, D. Margaret

Art Unit: 1625

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Supplemental Information Disclosure Statement;
 - b. Supplemental PTO Form 1449;
 - c. Copies of 3 cited references; and
 - d. Return Postcard.
2. No fees are due at this time.
3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
4. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 on this 27th day of January 2006.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: January 27, 2006

By : *Stephen H. Docter*
Stephen H. Docter
Reg. No. 44,659



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 03-086-A)

In re Application of:)
)
 Groneberg et al.)
) **Group Art Unit: 1625**
 Serial No.: 10/823,377)
) **Examiner: Seaman, D. Margaret**
 Filing Date: April 12, 2004)
)
 For: Compounds and Methods of Use)

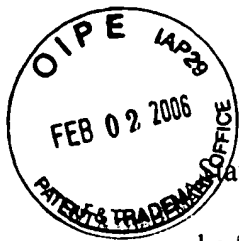
INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the Applicants wish to make the following references of record in the above-identified application. Copies of the non-US patent references are enclosed. The references are also listed in the PTO/SB/08 form enclosed herewith. It is requested that the documents be given careful consideration and that they be cited of record in the prosecution history of the present application so that they will appear on the face of the patent issuing from the present application.

Portions of the references may be material to the examination of the pending claims, however no such admission is intended. 37 C.F.R. 1.97 (h). The references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This



Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. sections 102 or 103, nor is this submission to be construed as a representation that a search has been made.

CITED REFERENCES

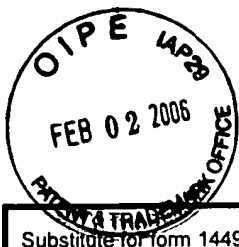
FOREIGN PATENT DOCUMENTS

| No. | Document No. | Date | Country | Class | Subclass |
|------------|---------------------|-------------|----------------|--------------|-----------------|
| 1. | WO 92/12140 | 07-23-1992 | PCT | | |
| 2. | WO 02/06222-A1 | 01-24-2002 | PCT | | |
| 3. | WO 2004/083173-A3 | 09-30-2004 | PCT | | |

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: January 27, 2006

By: _____
Stephen H. Docter
Registration No. 44,659



Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT
SUPPLEMENTAL***(Use as many sheets as necessary)***Complete if Known**

| | |
|------------------------|---------------------|
| Application No. | 10/823,372 |
| Filing Date: | April 12, 2004 |
| First Named Inventor | Groneberg |
| Art Unit | 1625 |
| Examiner Name | Seaman, D. Margaret |
| Attorney Docket Number | 03-087-A |

Sheet 1 of 1

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|-----------------------|--------------------------|--|--------------------------------|--|---|
| | | Number-Kind Code ² (if known) | | | |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ₁ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | T ⁶ |
|-----------------------|-----------------------------|--|-----------------------------------|--|---|----------------|
| | | Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | | | | |
| | 1 | WO 92/12140 | 07-23-1992 | | | |
| | 2 | WO 02/06222 - A1 | 01-24-2002 | | | |
| | 3 | WO 2004/083173 - A3 | 09-30-2004 | | | |
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| Examiner Signature | | Date Considered | |
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Complete if Known

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|-----------------|------------|
| Application No. | 10/823,372 |
|-----------------|------------|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.